

# EXHIBIT L

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

WAYNE VAN SCOY, )  
 )  
Plaintiff, )  
 )  
v. ) Civil Action No.  
 ) 05-108 (KAJ)  
VAN SCOY DIAMOND MINE OF )  
DELAWARE, INC., KURT VAN SCOY )  
and DONNA VAN SCOY, )  
 )  
Defendants. )

Video deposition of KURT VAN SCOY taken pursuant to notice at the offices of Ashby & Geddes, 17th Floor, 222 Delaware Avenue, Wilmington, Delaware, beginning at 10:00 a.m. on Tuesday, July 26, 2005, before Anne L. Adams, Registered Professional Reporter and Notary Public.

APPEARANCES:

MICHAEL F. PETOCK, ESQ.  
MICHAEL C. PETOCK, ESQ.  
PETOCK & PETOCK  
46 The Commons at Valley Forge  
1220 Valley Forge Road  
Valley Forge, Pennsylvania 19482-0856  
for the Plaintiff,

CHARLES N. QUINN, ESQ.  
FOX ROTHSCHILD  
2000 Market Street, 10th Floor  
Philadelphia, Pennsylvania 19103-3291  
for the Defendants.

ALSO PRESENT: Wayne Van Scoy  
Donna Van Scoy  
Lisa Bauer - Video Specialist

-----  
WILCOX & FETZER  
1330 King Street - Wilmington, Delaware 19801  
(302) 655-0477.



WILCOX & FETZER LTD.  
Registered Professional Reporters

COMW

L0001

Kurt Van Scoy

8

1 A. Offhand, I don't know.

2 Q. Do you hold corporate meetings on a regular  
3 basis?

4 A. We do once a year, twice a year sometimes, yes.

5 Q. Do you remember what trade name you were using at  
6 the time in 1996, August 22nd?

7 MR. QUINN: Objection. Define trade name.

8 Q. Kurt, could you define trade name issues to what  
9 it means to you today?

10 A. It's the name of my business.

11 Q. Which is what?

12 A. Van Scoy Diamond Mine of Delaware, Incorporated.

13 Q. Is it the name you use in your advertising?

14 A. Actually, no.

15 Q. How is it different?

16 A. It's Van Scoy Diamond Mine. That's what my  
17 father gave me.

18 Q. What do you mean your father gave you the name  
19 Van Scoy Diamond Mine? Could you explain that to me?

20 A. I sure will. In 1994, prior opening of our  
21 business on November 12th, my father actually gave me the  
22 sign, literally gave me the sign, Van Scoy Diamond Mine,  
23 from our warehouse and actually brought that down to our  
24 location here in Delaware.



WILCOX & FETZER LTD.  
Registered Professional Reporters

L0002

1 Q. What was the date that he gave you the sign that  
2 said Van Scoy Diamond Mine?

3 A. The exact date I can't recall. I know it was  
4 roughly, probably, about a month prior to the November  
5 12th. So I would have to say sometime in October.

6 Q. November 12th was the opening of your store?

7 A. That is correct.

8 Q. Does that sign still exist?

9 A. Absolutely.

10 Q. Is it on your store now?

11 A. Yes, it is.

12 Q. Does it say Van Scoy or does it say Van Scoy  
13 Diamond Mine?

14 A. It says Van Scoy Diamond Mine.

15 Q. Where is that located on your store?

16 A. On the front of the store.

17 Q. Did your dad actually tell you you had permission  
18 to the use the mark or did you infer that from the fact  
19 that he gave you the sign?

20 A. He gave me the right to use that name.

21 Q. What did he say to you exactly?

22 A. Here's the sign. Good luck to you. I love you  
23 very much and I'm proud of you.

24 Q. Getting back to the minutes, your testimony is



WILCOX & FETZER LTD.  
Registered Professional Reporters

L0003